

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 30TH JANUARY 2007 / 10TH MAGHA 1928

Bail Appl..No. 458 of 2007()

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CMP.79/2007 of J.M.F.C.,CHANGANACHERRY  
CRIME NO.19/07 OF THRIKKODITHANAM POLICE STATION  
.....

: PETITIONER/ACCUSED (IN CUSTODY)

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AJI KUMAR, S/O.KRISHNAN KUTTY,  
PALAMOOTTIL HOUSE, ASHARI MUKKU BHAGOM,  
THRIKKODITHANAM, CHANGANACHERY.

BY ADV. SRI.M.P.MADHAVANKUTTY  
SRI.GOKUL DAS V.V.H.

RESPONDENTS: COMPLAINANT

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SUB-INSPECTOR OF POLICE,  
THRIKKODITHANAM POLICE STATION,  
REPRESENTED BY PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION  
ON 30/01/2007, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:

**V. RAMKUMAR, J.**

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**B.A. No. 458 OF 2007 B**  
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**Dated this the 30<sup>th</sup> day of January, 2007**

**O R D E R**

In this Petition filed under Sec. 439 Cr.P.C., the petitioner, who is the 2<sup>nd</sup> accused in Crime No.19/2007 of Thrikkodithanam Police Station for offences punishable under Sec.8 (1) and 8(2) of the Abkari Act for having been found in possession of 900 ml of illicit arrack, seeks his enlargement on bail. Petitioner was arrested on 13-1-2007.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail with effect from 12.02.2007 on his executing a bond for Rs. 20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Changanacherry and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

Sd/-

**(V. RAMKUMAR, JUDGE)**

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True copy

P.A. To Judge